

1. The first part of the document is a list of names and dates, which appears to be a roster or a list of participants. The names are written in a cursive script, and the dates are written in a more formal, printed style. The list is organized into columns, with names in the first column and dates in the second column. The names are: John A. Smith, John B. Smith, John C. Smith, John D. Smith, John E. Smith, John F. Smith, John G. Smith, John H. Smith, John I. Smith, John J. Smith, John K. Smith, John L. Smith, John M. Smith, John N. Smith, John O. Smith, John P. Smith, John Q. Smith, John R. Smith, John S. Smith, John T. Smith, John U. Smith, John V. Smith, John W. Smith, John X. Smith, John Y. Smith, John Z. Smith. The dates are: 1870, 1871, 1872, 1873, 1874, 1875, 1876, 1877, 1878, 1879, 1880, 1881, 1882, 1883, 1884, 1885, 1886, 1887, 1888, 1889, 1890, 1891, 1892, 1893, 1894, 1895, 1896, 1897, 1898, 1899, 1900, 1901, 1902, 1903, 1904, 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 25

(b)(6)

01/4/2014

01/01/2014

(b)(6)

(b)(6)

(b)(6)

01/04/2014

01/04/2014

**From:** [CRCLCompliance](#)  
**To:** [\(b\)\(6\)@americanbar.org](#)  
**Subject:** Follow-up DHS CRCL Contact-DHS-14-0316  
**Date:** Monday, November 10, 2014 4:40:00 PM  
**Attachments:** [Contact-DHS-14-0316 \(04.13.2014\).pdf](#)

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Dear Ms. [\(b\)\(6\)](#)

Please see the attached correspondence from the U.S. Department of Homeland Security's Office for Civil Rights and Civil Liberties. Thank you.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



*This message, along with any attachments, is covered by federal and state law governing electronic communications and may contain confidential and legally privileged information. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, use, or copying of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately by reply e-mail, and delete the message.*



Homeland  
Security

November 10, 2014

*Via Electronic Mail*

(b)(6)  
ProBAR South Texas Pro Bono Asylum Representation Project  
(b)(6)@americanbar.org

Re: Contact No. Contact-DHS-14-0316 (b)(6)

Dear Ms. (b)(6)

The U.S. Department of Homeland Security's (DHS) Office for Civil Rights and Civil Liberties (CRCL) received information from you on April 13, 2014 on behalf of (b)(6). Thank you for bringing your concerns to our attention.

After carefully reviewing the information you provided, CRCL has recorded it in a database so that we can track issues of the type you raised in order to identify patterns of violations of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion by employees and officials of the Department of Homeland Security.

CRCL has an open complaint investigation addressing issues similar to the ones you raised. As we complete that investigation, we will take into account the issues described in your complaint and may incorporate your information, as appropriate, when we prepare our report to U.S Customs and Border Protection.

For any future correspondence you wish to send to CRCL about this matter, please include the Contact-DHS-14-0316 noted at the top of this letter. For more information about CRCL's roles and responsibilities, please visit our website at <http://www.dhs.gov/crcl>.

Please be advised that CRCL does not provide individuals with legal or procedural rights or remedies. Accordingly, CRCL is not able to obtain any legal remedies or damages on (b)(6) (b)(6) behalf. Instead, we use information in correspondence like yours to find and address problems in DHS policy and its implementation. If you believe your rights have been violated, you may wish to consult an attorney. There may be time limitations that govern how quickly you need to act to protect your interests.

Please note that Federal law forbids retaliation or reprisal by any Federal employee against a person who makes a complaint or discloses information to CRCL. 42 U.S.C. § 2000ee-1(e). If you believe that you or someone else is a victim of such a reprisal, please contact us immediately.

Thank you again for contacting the Office for Civil Rights and Civil Liberties. Inquiries like yours help DHS meet its obligation to protect civil rights and civil liberties.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



April 11, 2014

Department of Homeland Security  
Attn: Office of Inspector General  
245 Murray Drive, SW, Building 410  
Washington, DC 20528

RE: Kingsville Border Patrol

Dear Sir or Madam:

Our office requests that the Office of Inspector General investigate the behavior of Border Patrol officers in Kingsville, Texas, where we have received a **report of verbal abuse and threats of bodily harm of an unaccompanied minor**. We are attaching the affidavit signed by the minor.

- (b)(6) previously detained at the South West Key - Casa Rio Grande facility in San Benito, Texas. For your reference the event number is (b)(6)

(b)(6) reports being mistreated by a Border Patrol Officer in or near Kingsville, Texas. He states that on or about January 23, 2014 he ran away from Border Patrol Officers. (b)(6) reports that an officer pointed a pistol at him and screamed, "Parate ahi, o te meto un pinche balazo!" ("Stop right there, or I am gonna fucking shoot you!") (b)(6) notes that he was frightened and he stopped running. (b)(6) reports that the officer tightly handcuffed his wrists. In response to his protests, (b)(6) notes that the officer instructed the minor to "shut up" and the officer more tightly tightened the handcuffs.

The minor's declaration provides more detailed information on the abuse outlined above.

Unaccompanied minors who are in custody deserve the fair and humane treatment that is outlined in the Flores settlement. I trust that your agency will be able to use this information to identify any individuals involved in the abuses and to advocate for Border Patrol's compliance with the standards for treatment of minors in custody.

We are looking forward to hearing from you concerning this complaint. Please note that the minor's signature on page two of his complaint authorizes your agency to release information about any investigation of this complaint to ProBAR, and we request that you do so. If you

have any questions, please contact me at (956) 365-3775. Thank you for your prompt attention to this matter.

Respectfully,

(b)(6)

Attorney at Law

cc: DHS Office of the Inspector General  
245 Murray Drive, SW, Building 410/Mail Stop 2600  
Washington, DC 20528  
*Via facsimile to (202) 254-4297*

Department of Homeland Security  
Office for Civil Rights and Civil Liberties  
245 Murray Drive, SW, Building 410  
Washington, DC 20528  
*Via electronic mail to CRCLCompliance@hq.dhs.gov*

Department of Homeland Security  
Joint Intake Center, ICE/CBP  
P.O. Box 14475  
1200 Pennsylvania Avenue, NW  
Washington, DC 20044  
*Via facsimile to (202) 344-3390*

Department of Homeland Security  
Office of Internal Audit  
425 "I" Street, NW  
Washington, DC 20530

Commission on Immigration  
American Bar Association  
1050 Connecticut Ave., NW, Suite 400  
Washington, DC 20036  
*Via electronic mail*

Customs and Border Protection  
Kingsville Station  
2422 E. Senator Carlos Truan Blvd  
Kingsville, TX 78363

My full and complete name is:

(b)(6)

My assigned Alien number is:

I was detained by Border Patrol Agents at or near: Kingville, TX

I was detained by Border Patrol Agents on or about: 1/23/14

My age at the time I was detained: 17 FINS #:

(b)(6)

Event #:

(b)(6)

Border Patrol Agent: ?

Supervisor:

(b)(6), (b)(7)(C)

Location of Border Patrol Agent: Highway around Kingville, TX

(b)(6)

I, \_\_\_\_\_ and affirm that the following took place:

My group was resting at a \_\_\_\_\_ place in the outdoors when I realized that Border Patrol agents had found me. I got scared and started to run. I started running towards the highway, where I got surrounded by 3 Border Patrol trucks. One agent jumped out of one of these trucks and pointed his pistol towards me. He screamed: "Párate ahí sino te meto un pinche balazo", which in English means "Stop, or I am gonna fucking shoot you". I was scared and frightened and I stopped. I was handcuffed very tightly. I asked the guard not to handcuff me that tight but he shouted "Cállate", which means "Shut up" and tightened it even more.

I declare and affirm under penalty of perjury that the content of this declaration is true and correct to the best of my knowledge. I authorize any agency or entity receiving this complaint or a copy of this complaint to release any and all information about this complaint or its investigation to South Texas Pro Bono Asylum Representation Project (ProBAR).

(b)(6)  
X \_\_\_\_\_  
Signature

1/28/14  
\_\_\_\_\_  
Date

I, (b)(6) hereby declare under penalty of perjury that I am competent in both English and Spanish, and have translated to the best of my abilities the foregoing affidavit from Spanish to English.

(b)(6)  
\_\_\_\_\_  
Signature

1/28/14  
\_\_\_\_\_  
Date



**From:** CRCLCompliance  
**To:** (b)(6) <[REDACTED]@americanbar.org>  
**Subject:** Follow-up DHS CRCL Contact-DHS-14-0314  
**Date:** Wednesday, October 08, 2014 4:53:00 PM  
**Attachments:** [Contact-DHS-14-0314 \(04.13.2014\).pdf](#)

---

Dear Ms. (b)(6) [REDACTED]

Please see the attached correspondence from the U.S. Department of Homeland Security's Office for Civil Rights and Civil Liberties. Thank you.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



*This message, along with any attachments, is covered by federal and state law governing electronic communications and may contain confidential and legally privileged information. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, use, or copying of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately by reply e-mail, and delete the message.*





Homeland  
Security

October 8, 2014

*Via Electronic Mail*

(b)(6)

ProBAR South Texas Pro Bono Asylum Representation Project

(b)(6)

@americanbar.org

Re: Contact No. Contact-DHS-13-0314

(b)(6)

Dear Ms.

(b)(6)

The U.S. Department of Homeland Security's (DHS) Office for Civil Rights and Civil Liberties (CRCL) received information from you on April 13, 2014 on behalf of (b)(6)

Thank you for bringing your concerns to our attention.

After carefully reviewing the information you provided, CRCL has recorded it in a database so that we can track issues of the type you raised in order to identify patterns of violations of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion by employees and officials of the Department of Homeland Security.

CRCL has an open complaint investigation addressing issues similar to the ones you raised. As we complete that investigation, we will take into account the issues described in your complaint and may incorporate your information, as appropriate, when we prepare our report to U.S Customs and Border Protection.

For any future correspondence you wish to send to CRCL about this matter, please include the Contact-DHS-14-0314 noted at the top of this letter. For more information about CRCL's roles and responsibilities, please visit our website at <http://www.dhs.gov/crcl>.

Please be advised that CRCL does not provide individuals with legal or procedural rights or remedies. Accordingly, CRCL is not able to obtain any legal remedies or damages on (b)(6) behalf. Instead, we use information in correspondence like yours to find and address problems in DHS policy and its implementation. If you believe your rights have been violated, you may wish to consult an attorney. There may be time limitations that govern how quickly you need to act to protect your interests.

Please note that Federal law forbids retaliation or reprisal by any Federal employee against a person who makes a complaint or discloses information to CRCL. 42 U.S.C. § 2000ee-1(e). If you believe that you or someone else is a victim of such a reprisal, please contact us immediately.

Thank you again for contacting the Office for Civil Rights and Civil Liberties. Inquiries like yours help DHS meet its obligation to protect civil rights and civil liberties.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



South Texas Pro Bono Asylum Representation Project  
Immigrant Children's Assistance Project

San Pedro Plaza  
119 W. Van Buren Ave., Ste. 204  
Harlingen, Texas 78550  
(956) 365-3775 tel  
(956) 365-3789 fax

probar@sbcglobal.net  
www.americanbar.org/probar

Kimi Jackson  
Director

A project of the American Bar Association, State Bar of Texas, and  
American Immigration Lawyers Association.

April 11, 2014

Department of Homeland Security  
Attn: Office of Inspector General  
245 Murray Drive, SW, Building 410  
Washington, DC 20528

RE: McAllen Border Patrol

Dear Sir or Madam:

Our office requests that the Office of Inspector General investigate the behavior of Border Patrol officers in Hidalgo, Texas, where we have received a **report of physical abuse and threats of a cross-gender cavity search of an unaccompanied minor**. We are attaching the affidavit signed by the minor.

- (b)(6) previously detained at the International Education Services (IES) facility in Los Fresnos, Texas. For your references the event number is (b)(6)

(b)(6) reports being mistreated by a Border Patrol Officer in or near Hidalgo, Texas. She states that on or about January 26, 2014, Border Patrol Officers apprehended her and a group of immigrants. (b)(6) notes that the officers instructed two men to pull down their pants, and the officers inserted their hands inside the men's underwear. (b)(6) indicated that her cousin admonished the male officers that only female officers could search female detainees. In response, (b)(6) notes that the officer became upset and indicated that he had the power to search her body if he so desired. (b)(6) notes that the male officer did not search her body.

At the processing center, (b)(6) notes that she approached a tall officer with green eyes and white complexion in order to ask a question about her birth certificate. (b)(6) indicates that the officer forcefully pushed her against the wall. (b)(6) notes that the impact hurt her. She indicates that officers witnessing the event shook their head in disapproval.

The minor's declaration provides more detailed information on the abuse outlined above.

Unaccompanied minors who are in custody deserve the fair and humane treatment that is outlined in the Flores settlement. I trust that your agency will be able to use this information to identify any individuals involved in the abuses and to advocate for Border Patrol's compliance with the standards for treatment of minors in custody.

We are looking forward to hearing from you concerning this complaint. Please note that the minor's signature on page two of his complaint authorizes your agency to release information about any investigation of this complaint to ProBAR, and we request that you do so. If you have any questions, please contact me at (956) 365-3775. Thank you for your prompt attention to this matter.

Respectfully,

(b)(6)

Attorney at Law

cc: DHS Office of the Inspector General  
245 Murray Drive, SW, Building 410/Mail Stop 2600  
Washington, DC 20528  
*Via facsimile to (202) 254-4297*

Department of Homeland Security  
Office for Civil Rights and Civil Liberties  
245 Murray Drive, SW, Building 410  
Washington, DC 20528  
*Via electronic mail to CRCLCompliance@hq.dhs.gov*

Department of Homeland Security  
Joint Intake Center, ICE/CBP  
P.O. Box 14475  
1200 Pennsylvania Avenue, NW  
Washington, DC 20044  
*Via facsimile to (202) 344-3390*

Department of Homeland Security  
Office of Internal Audit  
425 "I" Street, NW  
Washington, DC 20530

Commission on Immigration  
American Bar Association  
1050 Connecticut Ave., NW, Suite 400  
Washington, DC 20036  
*Via electronic mail*

Customs and Border Protection  
McAllen Station  
3000 West Military Highway  
McAllen, TX 78503



My full and complete name is

(b)(6)

My assigned Alien number is:

I was detained by Border Patrol Agents at or near: Hidalgo, TX

I was detained by Border Patrol Agents on or about: 1/26/14

My age at the time I was detained: 15 FINS #: (b)(6)

Event #: (b)(6)

Border Patrol Agent:

Supervisor: (b)(6), (b)(7)(C)

Location of Border Patrol Agent: Brownsville, TX

I, (b)(6) and affirm that the following took place:

Five hours after crossing Rio Grande River, I was apprehended by 6 border patrol agents, officers in green uniforms. I was detained with my brother, sister and cousin. Once apprehended, I saw how a <sup>male</sup> officer began searching 2 men in my group. The officer told the 2 men to pull down their pants.

We saw how the officer inserted his hand inside their underwear and search their private part. My cousin who was with me, studied law in El Salvador. She asked the male officer if we were going to be searched the same way, because only a woman could search them since they are females. The officer responded by saying that if he wanted he would search them. He told her that she was nobody to come and tell him what his job was in Spanish. He didn't search us, he got upset and we were all taken towards the truck that was going to transport us to the processing center.

In the processing center, "Chileva", I was given a bag to put my things inside.

there  
the officer<sup>^</sup> told us to place our belongings  
inside the bag except for our money. I had my  
birth certificate with me and didn't know what  
to do with it so I approached an officer that  
was tall, green eyes, white complexion, to ask.  
The officer noticed me  
and pushed me back hard. He pushed me  
so hard that I held on to the wall so I didn't  
fall on the floor. The other officials noticed  
and shook their heads when he did this. His  
shove hurt me. As he pushed me he  
yelled "get away" in Spanish. He later  
went to look for me and asked me what it  
was that I needed.

I declare and affirm under penalty of perjury that the content of this declaration is true and  
correct to the best of my knowledge. I authorize any agency or entity receiving this  
complaint or a copy of this complaint to release any and all information about this  
complaint or its investigation to South Texas Pro Bono Asylum Representation Project

(ProBAP)

(b)(6)

[Redacted Signature]

Signature

2/4/14

Date

I, [Redacted], hereby declare under penalty of perjury that I am  
competent in both English and Spanish, and have translated to the best of my abilities the  
foregoing affidavit from Spanish to English.

(b)(6)

[Redacted Signature]

2/4/14

Date

From: (b)(6)  
To: [CRCLCompliance](#)  
Subject: 4 CBP complaints  
Date: Monday, April 14, 2014 4:55:10 PM  
Attachments: CBP complaint Falfurrias (b)(6)  
CBP complaint Corpus C  
CBP complaint Weslaco  
CBP complaint Brownsvi pdf

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Good Afternoon,

I have attached four separate CBP complaints by UACs.

Best,

(b)(6)

Children's Staff Attorney  
South Texas Pro Bono Asylum Representation Project (ProBAR)  
(a project of the American Bar Association Commission on Immigration)  
119 W. Van Buren, Ste. 204  
Harlingen, TX 78550  
(b)(6)@gmail.com  
tele: (956) 365-3775  
fax: (956) 365-3789



April 14, 2014

Department of Homeland Security  
Attn: Office of Inspector General  
245 Murray Drive, SW, Building 410  
Washington, DC 20528

RE: Weslaco Border Patrol

Dear Sir or Madam:

Our office requests that the Office of Inspector General investigate the behavior of Border Patrol officers in Hidalgo, Texas, where we have received a **report of physical abuse of an unaccompanied minor**. We are attaching the affidavit signed by the minor.

- (b)(6) currently detained at the International Educational Services – Los Fresnos facility in Los Fresnos, Texas. For your references the event number is (b)(6)

(b)(6) reports being mistreated by a Border Patrol Officer in or near Hidalgo, Texas. She states that on or about March 11, 2014, she was apprehended by Border Patrol Officers. (b)(6) explains that while she was attempting to step into the Border Patrol vehicle, the Officer pushed her from behind. (b)(6) states that the push made her fall onto her knees inside the vehicle.

The minor's declaration provides more detailed information on the abuse outlined above.

Unaccompanied minors who are in custody deserve the fair and humane treatment that is outlined in the Flores settlement. I trust that your agency will be able to use this information to identify any individuals involved in the abuses and to advocate for Border Patrol's compliance with the standards for treatment of minors in custody.

We are looking forward to hearing from you concerning this complaint. Please note that the minor's signature on page two of his complaint authorizes your agency to release information about any investigation of this complaint to ProBAR, and we request that you do so. If you have any questions, please contact me at (956) 365-3775. Thank you for your prompt attention to this matter.

Respectfully,

(b)(6)



Attorney at Law

cc: DHS Office of the Inspector General  
245 Murray Drive, SW, Building 410/Mail Stop 2600  
Washington, DC 20528  
*Via facsimile to (202) 254-4297*

Department of Homeland Security  
Office for Civil Rights and Civil Liberties  
245 Murray Drive, SW, Building 410  
Washington, DC 20528  
*Via electronic mail to CRCLCompliance@hq.dhs.gov*

Department of Homeland Security  
Joint Intake Center, ICE/CBP  
P.O. Box 14475  
1200 Pennsylvania Avenue, NW  
Washington, DC 20044  
*Via facsimile to (202) 344-3390*

Department of Homeland Security  
Office of Internal Audit  
425 "I" Street, NW  
Washington, DC 20530

Commission on Immigration  
American Bar Association  
1050 Connecticut Ave., NW, Suite 400  
Washington, DC 20036  
*Via electronic mail*

Customs and Border Protection  
Weslaco Station  
1501 E. Expressway 83  
Weslaco, Texas 78559



(b)(6)

International Educational Services -- Los Fresnos  
32120 FM 1847  
Los Fresnos, TX 78566  
*Via hand delivery*

My full and complete name is:

My assigned Alien number is:

I was detained by Border Patrol Agents at or near: Hidalgo, Texas

I was detained by Border Patrol Agents on or about: March 11, 2014

My age at the time I was detained: 14 FINS #: (b)(6)

Event #:

Border Patrol Agent:

Supervisor:

Location of Border Patrol Agent: Weslaco, Texas

I (b)(6) re and affirm that the following took place:

Ten minutes after crossing the Rio Grande river I was detained by 6 Border Patrol officers in green uniforms. One of the officers told me take my shoe laces off. I did as I was told. When I finished the officer that appeared to be of Caucasian ethnicity pulled me by my shirt towards a small bus. I told the officer to wait because I was traveling with my niece of 4 years old.

The officer told me then to take her shoe laces off. I grabbed my nieces hand and walked towards the car that was waiting. As I got <sup>into the car</sup> the officer pushed me from behind. I had placed my foot on the first step to get in but his push caused me to fall forward and landed with both knees on floor of the car. Once inside he quickly slammed the door behind me as I got up and took a seat.

We were then taken to the processing station and later brought to a shelter.

(b)(6)

3/19/14.  
Date

(b)(6)

2015-CRFO-0000800808

**From:** [CRCLCompliance](#)  
**To:** [\(b\)\(6\)@americanbar.org](#)  
**Subject:** Follow-up DHS CRCL Contact-DHS-14-300  
**Date:** Wednesday, November 12, 2014 5:06:00 PM  
**Attachments:** [Contact-DHS-14-0300 \(04.14.2014\).pdf](#)

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Dear Ms. [\(b\)\(6\)](#)

Please see the attached correspondence from the U.S. Department of Homeland Security's Office for Civil Rights and Civil Liberties. Thank you.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



*This message, along with any attachments, is covered by federal and state law governing electronic communications and may contain confidential and legally privileged information. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, use, or copying of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately by reply e-mail, and delete the message.*



Homeland  
Security

November 12, 2014

*Via Electronic Mail*

(b)(6)

ProBAR South Texas Pro Bono Asylum Representation Project

(b)(6)

@americanbar.org

Re: Contact No. Contact-DHS-13-0300 (b)(6)

Dear Ms. (b)(6)

The U.S. Department of Homeland Security's (DHS) Office for Civil Rights and Civil Liberties (CRCL) received information from you on April 14, 2014 on behalf of (b)(6). Thank you for bringing your concerns to our attention.

After carefully reviewing the information you provided, CRCL has recorded it in a database so that we can track issues of the type you raised in order to identify patterns of violations of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion by employees and officials of the Department of Homeland Security.

CRCL has an open complaint investigation addressing issues similar to the ones you raised. As we complete that investigation, we will take into account the issues described in your complaint and may incorporate your information, as appropriate, when we prepare our report to U.S Customs and Border Protection.

For any future correspondence you wish to send to CRCL about this matter, please include the Contact-DHS-14-0300 noted at the top of this letter. For more information about CRCL's roles and responsibilities, please visit our website at <http://www.dhs.gov/crcl>.

Please be advised that CRCL does not provide individuals with legal or procedural rights or remedies. Accordingly, CRCL is not able to obtain any legal remedies or damages on (b)(6) (b)(6) behalf. Instead, we use information in correspondence like yours to find and address problems in DHS policy and its implementation. If you believe your rights have been violated, you may wish to consult an attorney. There may be time limitations that govern how quickly you need to act to protect your interests.



Please note that Federal law forbids retaliation or reprisal by any Federal employee against a person who makes a complaint or discloses information to CRCL. 42 U.S.C. § 2000ee-1(e). If you believe that you or someone else is a victim of such a reprisal, please contact us immediately.

Thank you again for contacting the Office for Civil Rights and Civil Liberties. Inquiries like yours help DHS meet its obligation to protect civil rights and civil liberties.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



Homeland  
Security

April 24, 2014

*Via electronic mail*

(b)(6)

Children's Staff Attorney  
South Texas Pro Bono Asylum Representation Project (ProBAR)  
119 W. Van Buren, Ste. 204  
Harlingen, TX 78550  
(b)(6)@americanbar.org

Re: Complaint No. 14-07-CBP-0157

(b)(6)

Dear Ms. (b)(6)

The Department of Homeland Security's Office for Civil Rights and Civil Liberties (CRCL) received your complaint on April 13, 2014, on behalf of (b)(6). Thank you for contacting us with your concerns. CRCL reviews and assesses information concerning abuses of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion, by employees and officials of the Department of Homeland Security (DHS).

The issues you raise are very important to us, and we would like to inform you how your complaint will be processed by CRCL. Initially, we will send your complaint to the DHS Office of the Inspector General for review. If the Inspector General declines to accept the complaint, it will be returned to CRCL for an appropriate response. Once CRCL opens a formal complaint, either we or the appropriate DHS component will conduct an investigation into your concerns. CRCL may contact you during the course of investigation of your complaint. We will ultimately notify you of the outcome.

Please be advised that our complaint process does not provide individuals with legal or procedural rights or remedies. Accordingly, CRCL is not able to obtain any legal remedies or damages on your behalf. Instead, we use complaints like yours to find and address problems in DHS policy and its implementation. If you believe your rights have been violated, you may wish to consult an attorney. There may be time limitations that govern how quickly you need to act to protect your interests.

If you have not already done so, please provide CRCL with your complete contact information, including a phone number, email, and mailing address if available. You may contact CRCL by email at [CRCLCompliance@hq.dhs.gov](mailto:CRCLCompliance@hq.dhs.gov), by facsimile at 202-401-4708, or by mail at the following address:

Department of Homeland Security  
Office for Civil Rights and Civil Liberties  
Compliance Branch  
245 Murray Lane, SW  
Building 410, Mail Stop 0190  
Washington, DC 20528


For additional information about CRCL's roles and responsibilities, please visit our website at <http://www.dhs.gov/crcl>.

If you are filing a complaint on behalf of an individual, please provide CRCL with the express written consent of the individual if you would like to be informed about the resolution of this complaint, if you have not already done so. When communicating with CRCL about this matter, please include the complaint number noted at the top of this letter.

Please note that Federal law forbids retaliation or reprisal by any Federal employee against a person who makes a complaint or discloses information to CRCL. 42 U.S.C. § 2000ee-1(e). If you believe that you or someone else is a victim of such a reprisal, please contact us immediately.

Thank you again for contacting the Office for Civil Rights and Civil Liberties. Communications like yours are essential to our ability to carry out our role of supporting the Department's mission to secure the nation while preserving individual liberty, fairness, and equality under the law. We look forward to working with you to address your concerns. If you have questions, please contact CRCL either in writing or by phone at 866-644-8360, 866-644-8361 (TTY).

Sincerely,

A handwritten signature in blue ink, appearing to read 'Dana Salvano-Dunn', is written over a horizontal line.

Dana Salvano-Dunn  
Director, Compliance Branch  
Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security

## Privacy Act Statement

**Authority:** 6 U.S.C. § 345 and 42 U.S.C. § 2000ee-1 authorizes the collection of this information.

**Purpose:** The Department of Homeland Security (DHS) will use this information to review and investigate complaints and information from the public about possible violations of civil rights and/or civil liberties relating to DHS employees, programs, or activities.

**Routine Uses:** This information may be disclosed to and used by personnel and contractors within DHS who have a need to know the information in order to review your complaint. The DHS Office for Civil Rights and Civil Liberties (CRCL) may also share your information, as necessary, with appropriate government agencies outside of DHS or with non-government entities to address your complaint, or pursuant to its published Department of Homeland Security/ ALL-029 Civil Rights and Civil Liberties Records System of Records.

**Disclosure:** Furnishing this information to CRCL is voluntary; however, failure to furnish the requested information may delay or prevent CRCL from adequately reviewing and investigating your complaint. If necessary, CRCL may also request additional information from you in order to determine the appropriate manner to address your concerns.

To learn more about the Privacy Act, go to [www.dhs.gov/privacy](http://www.dhs.gov/privacy).



April 11, 2014

Department of Homeland Security  
Attn: Office of Inspector General  
245 Murray Drive, SW, Building 410  
Washington, DC 20528

RE: Falfurias and Brownsville Border Patrol

Dear Sir or Madam:

Our office requests that the Office of Inspector General investigate the behavior of Border Patrol Officers in Falfurias and Brownsville, Texas, where we have received a **report of deprivation of medical care of an unaccompanied minor**. We are attaching the affidavit signed by the minor.

- (b)(6) previously detained at the Southwest Key (Casa Antigua) facility in San Benito, Texas. For your reference the event number is (b)(6)

(b)(6) reports that he was a passenger involved in a car accident near Alice, Texas. (b)(6) notes that the local police took him to the hospital where three fractured vertebral column disks were surgically treated. (b)(6) reports that he was prescribed painkillers and cream.

(b)(6) indicates that fifteen days after the surgery, he was transferred to a processing station in Falfurias, Texas. (b)(6) indicates that during his stay at the Falfurias processing station, his prescription medication was withheld.

(b)(6) also reports that, within twenty four hours, he was transferred to the Brownsville processing station, where he was offered crutches instead of a wheelchair despite his inability to stand or walk. (b)(6) also notes that the officers lost his prescription medication, which they subsequently replaced with over-the-counter painkillers. (b)(6) also notes that the officers did not accommodate him with a bed, and he slept on the floor on a very thin mattress.



Furthermore, (b)(6) reports that the officers denied him access to a doctor to treat his pain, migraines, and regurgitation. (b)(6) notes that a doctor at the hospital where he was treated indicated that these symptoms were related to the car accident and required medical care.

The minor's declaration provides more detailed information on the abuse outlined above.

Unaccompanied minors who are in custody deserve the fair and humane treatment that is outlined in the Flores settlement. I trust that your agency will be able to use this information to identify any individuals involved in the abuses and to advocate for Border Patrol's compliance with the standards for treatment of minors in custody.

We are looking forward to hearing from you concerning this complaint. Please note that the minor's signature on page two of his complaint authorizes your agency to release information about any investigation of this complaint to ProBAR, and we request that you do so. If you have any questions, please contact me at (956) 365-3775. Thank you for your prompt attention to this matter.

Respectfully,

(b)(6)

Attorney at Law

cc: DHS Office of the Inspector General  
245 Murray Drive, SW, Building 410/Mail Stop 2600  
Washington, DC 20528  
*Via facsimile to (202) 254-4297*

Department for Homeland Security  
Office for Civil Rights and Civil Liberties  
245 Murray Drive, SW, Building 410  
Washington, DC 20528  
*Via electronic mail to CRCLCompliance@hq.dhs.gov*

Department of Homeland Security  
Joint Intake Center, ICF/CBP  
P.O. Box 14475  
1200 Pennsylvania Avenue, NW  
Washington, DC 20044  
*Via facsimile to (202) 344-3390*

Department of Homeland Security  
Office of Internal Audit  
425 "T" Street, NW  
Washington, DC 20530

Commission on Immigration  
American Bar Association  
1050 Connecticut Ave., NW, Suite 400  
Washington, DC 20036  
*Via electronic mail*

Customs and Border Protection  
Falfurrias Station  
P.O. Box 479  
Falfurrias, TX 78355

Customs and Border Patrol  
Fort Brown Station  
3305 S. Expressway 83  
Brownsville, TX 78521

My full and complete name is: (b)(6)

My assigned Alien number is: (b)(6)

I was detained by Border Patrol Agents at or near: A Hospital in Corpus Christi, TX

I was detained by Border Patrol Agents on or about: late November 2013

My age at the time I was detained: 17 FINS #: (b)(6)

Event #: (b)(6)

Border Patrol Agent: -

Location of Border Patrol Agent: Station in Brownsville, TX

kid spent time w/ BP agents in  
Corpus Christi, TX and at Processing  
Supervisor:  
Station in Brownsville, TX  
and Falfurrias, TX

(b)(6)

I declare and affirm that the following took place:

I was a passenger in a car that crashed near Alamo, TX on late November, 2013. I was found by a local police officer who took me to the hospital. There, I underwent a surgery to reconstitute 3 vertebral column discs that were fractured during the accident. I stayed at the hospital for 3 weeks. In order to be operated, I needed to get a document signed but because I was a minor (and still am) I could not sign it. The hospital asked me the phone number of my custodian and they contacted my custodian. When my custodian came to the hospital, she was denied entry in my room by BP officers who alleged that she did not have my custody. A BP officer stayed in front of the office and did not allow me to see my custodian. My custodian is one of the really few people in my family who resides in the US and my parents do not live in the US. A few days, the hospital, despite of the intransigence of the BP officers in charge of me, contacted my custodian, who signed the authorizations. Only after she signed the papers and called the consulate\* she was allowed to see me.

The B. P. officers in charge of me in the hospital

\* Mexican consulate  
B. P. Border Patrol

told my custodian s/he was able to take me as soon  
as I healed from the surgery. My custodian called (b)(6)  
the surgery and they said that they were not able to  
send the documents s/he needed to take me out of the hospital  
b/c my custody papers were not "valid" for them.  
I do not understand why they did allow me to stay w/  
my custody when she had the right to sign my  
operation authorization. The BP officers only allowed him/her  
to sign my papers so that they were not responsible for  
my operation, as the hospital had given them an  
ultimatum on my need for care. During the whole  
process at the hospital the BP officers were not helpful and  
threatened me and my custodian with deporting me  
right after the surgery, ignoring what my doctors  
had told me about the needing to heal at least 15  
days after the surgery. BP officers told my custodian  
I was going to be deported just 48 hours after the surgery.

(Page 2)

I stayed in total 4 days in the hospital before my operation and 15 days after the operation. Then I was transferred to the processing station in Falfurrias, TX.

The hospital offered a fast deportation, saying that I could not stay seated for long. After the 15<sup>th</sup> day, the hospital personnel asked me whether I could spend 2 hours in a trip to the border in order to be deported. They had been told by B.P. that my deportation would be expedited and that I would be transferred to an MX<sup>①</sup> hospital by the MX government as soon as I was deported.

Instead, I spent 6 days at the processing station.

I was taken to the processing station in Falfurrias where I asked to see a judge as I had been registered. I was told by B.P. officer, under the supervision of Beatriz E. Trevino, Acting field operation supervisor, that seeing a judge is a waste of time and that the judge would deport me without asking any questions. I refused to sign any papers until I was guaranteed the right to see a judge.

① MX = Mexico



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One officer told me "Why would you want to see a judge if the judge is going to tell you no?" the officers got angry at my refusal and told me that they would not let me see the judge independently of whether I was going to sign the papers or not. They sent me to the cell and a few hours later, an officer, after my repeated inquiries, brought me back to the registration area and provided me w/ a Notice to Appear packet.

Once I was inside the detention cell I called a BP officer asking for my prescriptions. I was prescribed some painkillers pills and a cream to help the healing of the surgery scars. The B.P. officer told me that he was going to call the B.P. officer in charge of prescriptions and that I was going to receive those prescriptions at the appropriate time. During my full day and a few hours long stay in the Fall River Processing Station I was not given any

JUVENILE FOLLOW-UP

South Texas Pro Bono Asylum Representation Project  
Immigrant Children's Assistance Project

Date \_\_\_\_\_ Interviewer: \_\_\_\_\_  
Name \_\_\_\_\_ A# \_\_\_\_\_  
Detention Center: IES / Foster HRL / Foster BRO / SWK / BCFS Caseworker \_\_\_\_\_  
Next Court Date \_\_\_\_\_ Reunification Status \_\_\_\_\_  
Flags \_\_\_\_\_

DATE INITIALS NOTES

of my prescriptions.

I could not stay seated in my wheel-chair for too long and requested a bed. They did not have any in the Falfurrias B.P. station. After some 2 1/2 hours, I was transferred to the Brownsville processing station. B.P. officers asked me if I could walk in order to board the bus but they realized I could not get out of my wheel-chair. So I had to wait 4 other hours in order to be transferred in a car.

At the Brownsville processing station I did not have my wheel chair, which B.P. had left in Falfurrias. So I asked B.P. officers for a wheel chair. They offered me instead a pair of crutches. I could not stand and the crutches were useless. They looked harder and found a wheel-chair after telling me that "I was lucky". There I also asked for my prescriptions. B.P. officers lost it, so they bought air over-the-counter painkillers that was not the same prescribed by my doctor. They

managed to get the same cream.

I requested a bed or at least a waterhilt bed. An officer took me to a detention cell where there were people sleeping on the floor. I told him I could not sleep on the floor as my back needed to heal. The officer found me a thin type of mattress, probably 1-inch long. I tried to make it thicker with a couple of blankets. I knew it needed

# JUVENILE FOLLOW-UP

South Texas Pro Bono Asylum Representation Project  
Immigrant Children's Assistance Project

Date \_\_\_\_\_

Interviewer: \_\_\_\_\_

Name \_\_\_\_\_

A# \_\_\_\_\_

Detention Center: IES / Foster HRL / Foster BRO / SWK / BCFS Caseworker \_\_\_\_\_

Next Court Date \_\_\_\_\_ Reunification Status \_\_\_\_\_

Flags \_\_\_\_\_

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DATE INITIALS NOTES

to be thicker because I had injured myself in Fallujah trying to lay down on a similar type of mattress. A few hours later a BP officer came and woke up everybody. He told everybody to share blankets because he was going to take blankets to another detention cell, where new migrants had arrived. He then looked at me and saw me laying down over three folded blankets that I had arranged with the help of other migrants in my cell. The officer was a white Hispanic male,  $\pm$  30 years old. He first asked me what had happened to me. I told him that I had suffered an accident in Alice, TX. He left the cell and came back shortly after. He told me "you have an innocent face but I know what you have done". The BP officer continued in Spanish "How many people have you killed?" He told me that not because I was sick that I could grab as many blankets as possible. He again asked me, shouting, "how many people had I killed?" He was really angry and turned around, shouting to everybody else that was in the detention cell, "this one who is here," pointing to me, "is who gave all those thousands of dollars in order to be abandoned and mistreated [at the border]". The BP officer left the cell after saying "and then people say the one [referring to himself] is the bad one".

JUVENILE FOLLOW-UP

South Texas Pro Bono Asylum Representation Project  
Immigrant Children's Assistance Project

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Date \_\_\_\_\_

Interviewer: \_\_\_\_\_

Name \_\_\_\_\_

A# \_\_\_\_\_

Detention Center: IES / Foster HRL / Foster BRO / SWK / BCFS Caseworker \_\_\_\_\_

Next Court Date \_\_\_\_\_ Reunification Status \_\_\_\_\_

Flags \_\_\_\_\_

DATE INITIALS NOTES

B.P. officers did not remember to give my medicine at the prescribed moments but only when I reminded them. In both processing stations, I missed meals because I was asleep and no B.P. officers paid attention to that.

In my first day in the Brownsville processing station I was told by B.P. that I was going to see my consulate officials the next day and then be deported. That never happened, I never saw any Mexican consulate official.

In my second day in Brownsville I was taken to another facility, close to one of the bridges to Matamoros, where I could take a shower. I had no assistance to take a shower but I could not move my back. That was my first and only shower while in B.P. custody (6 days).

I was taken to an airport to be transferred to a ORR facility in New Jersey. However I was not allowed to board the plane because I had no shoes at that point. I was returned to the Brownsville processing station. When I arrived at the processing station, I was told by a higher officer in the B.P. hierarchy, who was a social worker or someone who received complaints, told me he had gotten me a transfer to a local facility for kids and that I was going to be transferred the next day. The next day arrived and I was not transferred.

JUVENILE FOLLOW-UP

South Texas Pro Bono Asylum Representation Project  
Immigrant Children's Assistance Project

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Date \_\_\_\_\_ Interviewer: \_\_\_\_\_  
Name \_\_\_\_\_ A# \_\_\_\_\_  
Detention Center: IES / Foster HRL / Foster BRO / SWK / BCFS Caseworker \_\_\_\_\_  
Next Court Date \_\_\_\_\_ Reunification Status \_\_\_\_\_  
Flags \_\_\_\_\_

DATE INITIALS NOTES

BP officers continuously forgot to give me my medication.

In the 4<sup>th</sup> day I had gastritis & migraines b/c of the fast food we were given. They got worse in the fifth day and I asked an official if I could be taken to a doctor for that. The B.P. official, despite seeing me in a wheelchair, made fun of me saying that my name must be Dolores<sup>Ⓢ</sup> if I had so much pain. I responded that I only wanted to go to the hospital to be checked. When I was in the hospital in Corpus Christi I everytime I had a headache I would throw up and I was told by doctors that these migraines were related to my car accident and needed medical care. The B.P. officer told me "What do you want me to do, I am not a doctor!" I said that I did not want him to give me medical attention, just to take me to a doctor. He answered sarcastically, "We have an emergency room on the ambulance outside, what do you want?" Previously he had told me that there was no sick room, so hearing him saying that there was an emergency room sounded weirdly, if not threatening. I told him I would not bother him again and went back to my cell.

Later, another migrant forced me out of the bed that I had made myself with the blanket and no B.P. officer helped me.

Ⓢ Dolores means pain in plural in Spanish as well as a common Spanish name.



JUVENILE FOLLOW-UP

South Texas Pro Bono Asylum Representation Project  
Immigrant Children's Assistance Project

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Date \_\_\_\_\_

Interviewer: \_\_\_\_\_

Name \_\_\_\_\_

A# \_\_\_\_\_

Detention Center: IES / Foster HRL / Foster BRO / SWK / BCFS Caseworker \_\_\_\_\_

Next Court Date \_\_\_\_\_ Reunification Status \_\_\_\_\_

Flags \_\_\_\_\_

DATE INITIALS

NOTES

In my 6th day in the Brownsville detention cell I was told by the same higher official who had arranged me to be transferred to an ORR facility that I was not supposed to be there for that long because my transfer had been arranged 3 days ago. He told me that he did not know why I stayed there so long. I was transferred to an ORR facility shortly after.

I declare and affirm under penalty of injury that the content of this declaration is true and correct to the best of my knowledge. I authorize any agency or entity receiving this complaint as a copy thereof to release any and all information about this complaint or its investigation to the South Texas Asylum Representation Project CBA BAR.

(b)(6)

X

Signature

1/9/13

Date

(b)(6)

I hereby declare under penalty of perjury that I am competent in Spanish & English and that I have translated to the best of my ability the foregoing affidavit from Spanish to English.

(b)(6)

SIGNATURE

1/9/13

Date FO-0000800826

From: [CRCL\\_DHSOIGHotline](#)  
To: (b)(6) [CRCL\\_DHSOIGHotline](#)  
Cc: (b)(6)  
Subject: RE: CRCL Complaint Number 14-07-CBP-0157 - BOX 1 EMAIL  
Date: Thursday, April 24, 2014 10:55:28 AM  
Attachments: [image002.png](#)

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*Office of Inspector General*

**U.S. Department of Homeland Security**



**Homeland  
Security**

The below information is furnished for whatever administrative action or inquiry you consider appropriate. Should your office take any administrative or personnel action in response to this information, you are requested to report the final result of that action within 30 business days of its conclusion.

If your review of this matter discloses evidence of previously unreported criminal misconduct that is reportable under Management Directive 0810.1, you are required to notify this office of that information before any additional investigative steps are taken.

---

From: (b)(6)@associates.hq.dhs.gov]  
Sent: Wednesday, April 23, 2014 1:42 PM  
To: CRCL\_DHSOIGHotline  
Cc: (b)(6)  
(b)(6)  
Subject: CRCL Complaint Number 14-07-CBP-0157

DHS OIG,

Summary of new complaint for your review:

THIS MATTER INVOLVES AN UNACCOMPANIED MINOR. On April 13, 2014, CRCL received email correspondence from (b)(6) of Children's Project South Texas Pro Bono Asylum Representation Project (ProBAR) on behalf of unaccompanied alien child (UAC) (b)(6) 17 years old. According to EARM records, the UAC was apprehended on November 30, 2013 by Brooks County Sheriff's Department in Alice, Texas after the UAC drove off a bridge still under construction and injured his spine. The UAC was flown to the hospital, and once the UAC was stable, 15 days after surgery, Border Patrol arrested the UAC and processed

him at the Falfurrias Station. The UAC alleges that BP agents at the Falfurrias Station withheld his prescribed painkillers and cream. Then, UAC states that within 24 hours he was transferred to the Brownsville Station, where he received crutches and an agent lost his prescription medication, which was subsequently replaced with over-the-counter painkillers. In addition, the UAC alleges that he had to sleep on the floor, only with a thin mattress. The UAC alleges that agents denied him access to medical care for his pain, migraines, and regurgitation. According to EARM records, on December 28, 2013 the UAC was transferred to HHS ORR custody.

Thank you.

(b)(6)

Compliance Branch

Office for Civil Rights and Civil Liberties

U.S. Department of Homeland Security



(202)357-(b)(6) o)

(b)(6)

[@associates.hq.dhs.gov](mailto:(b)(6)@associates.hq.dhs.gov)

*This message may contain attorney-client communications, attorney work product, and agency deliberative communications, all of which may be privileged and not subject to disclosure outside the agency or to the public. Please consult with the Department of Homeland Security, Office of the General Counsel before disclosing any information contained in this email.*



From: (b)(6)  
To: (b)(6)  
Cc: (b)(6)  
Subject: For Review Possible CBP 504: Contact-DHS-14-0299  
Date: Thursday, April 17, 2014 2:54:00 PM  
Attachments: 04.13.2014 (b)(6) ProBAR.pdf  
(b)(6) EARM Detention History.pdf  
EARM Encounter Record.pdf

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Hello (b)(6)

We have recently received new incoming correspondence from ProBAR on behalf of unaccompanied alien child, (b)(6) regarding his time in Border Patrol custody. Could you please review the new matter to determine, if it is a 504 complaint? I have attached the incoming correspondence. Below is a summary of the allegations:

On April 13, 2014, CRCL received email correspondence from (b)(6) of Children's Project South Texas Pro Bono Asylum Representation Project (ProBAR) on behalf of unaccompanied alien child (UAC) (b)(6) 17 years old. According to EARM records, the UAC was apprehended on November 30, 2013 by Brooks County Sheriff's Department in Alice, Texas after the UAC drove off a bridge still under construction and injured his spine. The UAC was flown to the hospital, and once the UAC was stable, 15 days after surgery, Border Patrol arrested the UAC and processed him at the Falfurrias Station. The UAC alleges that BP agents at the Falfurrias Station withheld his prescribed painkillers and cream. Then, UAC states that within 24 hours he was transferred to the Brownsville Station, where he received crutches and an agent lost his prescription medication, which was subsequently replaced with over-the-counter painkillers. In addition, the UAC alleges that he had to sleep on the floor, only with a thin mattress. The UAC alleges that agents denied him access to medical care for his pain, migraines, and regurgitation. According to EARM records, on December 28, 2013 the UAC was transferred to HHS ORR custody.

Thank you

(b)(6)  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security  
(202) 357-(b)(6) (phone)  
(202) 253-(b)(6) (bb)  
(b)(6) @hq.dhs.gov



**Homeland  
Security**

**WARNING:** This document is FOR OFFICIAL USE ONLY (FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official.



**Homeland  
Security**

**REQUEST FOR INFORMATION AND DOCUMENTS**

**Institution to Receive Information:**

Office for Civil Rights and Civil Liberties  
Compliance Branch  
245 Murray Lane, SW, Building 410  
Washington, DC 20528-0800  
Phone: 202-357-7770  
Fax: 202-401-4708

**CRCL Staff Assigned:**

(b)(6)  
Senior Policy Advisor  
202-357-(b)(6)  
moreen.murphy@dhs.gov

**Complaints:**

Rio Grande Valley Sector Complaints

Brownsville:

14-03-CBP-0129, 14-08-CBP-0169,  
14-08-CBP-0180, 14-08-CBP-0191,  
14-08-CBP-0206, 14-09-CBP-0243,  
14-09-CBP-0252, 14-09-CBP-0256

Falfurrias:

14-07-CBP-0157, 14-09-CBP-0246

Harlingen:

14-09-CBP-0244, 14-09-CBP-0255

Kingsville:

14-01-CBP-0045

McAllen:

13-07-CBP-0315, 13-08-CBP-0183,  
14-07-CBP-0165, 14-09-CBP-0240,  
14-09-CBP-0251, 14-09-CBP-0257

Rio Grande City:

13-11-CBP-0310, 14-08-CBP-0181,  
14-09-CBP-0245

Weslaco:

*Protected by Attorney-Client and Deliberative Process Privileges*



14-02-CBP-0173, 14-03-CBP-0037,  
14-08-CBP-0164, 14-08-CBP-0205,  
14-09-CBP-0247, 14-09-CBP-0249,  
14-09-CBP-0250, 14-09-CBP-0253

### **Purpose of the Request:**

The Office for Civil Rights and Civil Liberties (CRCL) has received complaints regarding the Rio Grande Valley Sector (RGV) Border Patrol (BP) stations, in southeast Texas. The complaints allege that U.S. Customs and Border Protection (CBP) have violated the civil rights and civil liberties of unaccompanied alien children (UAC). The allegations involve medical care, use of force and conditions of detention.

Under 6 U.S.C. § 345 and 42 U.S.C. § 2000ee-1, CRCL is charged with investigating and assessing complaints against DHS employees and officials of abuses of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion. The procedures for our investigations and the recommendations they may generate are outlined in DHS Management Directive 3500.

More particularly, 42 U.S.C. § 2000ee-1(d) grants this Office access to the “information, material, and resources necessary to fulfill” its functions, including the complaint investigation function; Management Directive 3500 further authorizes CRCL to:

- “Notify[] the relevant DHS component(s) involved of the matter and its acceptance by CRCL, and whether the matter will be handled by CRCL or by the component organization”;
- “Interview[] persons and obtain[] other information deemed by CRCL to be relevant and require[] cooperation by all agency employees”; and
- “Access[] documents and files that may have information deemed by CRCL to be relevant.”

In addition, 42 U.S.C. § 2000ee-1(e) forbids any Federal employee to subject a complainant or witness to any “action constituting a reprisal, or threat of reprisal, for making a complaint or for disclosing information to” CRCL in the course of this investigation.

This request for information is pursuant to these authorities.

### **Information Requested:**

1. Please see the attached chart for a list of documents requested for individual complaints. We have included CBP case numbers in the chart, where available, for your reference. Please note that information relating to some of the above-listed complaints has been requested by CRCL previously. The chart indicates where information relating to these complaints has already been received, to reduce possible duplication of efforts.
  - a. “X” indicates CRCL has already received the document from CBP.

b. "N/A" indicates that document is not applicable to the complaint and therefore is not needed.

c. A blank box indicates CRCL still requests the document.

- (b)(5), (b)(6), (b)(7)(C)
2. Copies of all official musters issued to the RGV sector agents from May 1, 2014 to July 1, 2014.
  3. All Use of Force Reporting System (UFRS) reports from the RGV Sector Stations from May 1, 2014 to July 1, 2014.
  4. The identity of the agent(s) responsible for oversight of ECW control and maintenance at each station (troubleshooting, downloads, issuing Digital Power Magazines, etc.)
  5. ECW Data Downloads from all BPAs certified to carry ECWs in the RGV Sector, organized by station.
  6. The identity and contact information for all RGV Sector Station Chiefs and Deputy Chiefs.
  7. CRCL requests the following agents be available for interviews at the following times:
    - a. McAllen Station, Friday July 18, 2014, between 9 AM and 1 PM
      - i. BPA (b) (6), (b) (7)(C)
      - ii. BPA (b) (6), (b) (7)(C)
  8. Further, CRCL plans to speak with agents on site regarding intake processing, facility procedures and other issues raised in the above listed complaints.
  9. Copy of standard preamble language given to witnesses or alleged victims interviewed by CBP during investigations.

**Expected Date of Delivery:**

CRCL requests the above information as soon as possible, while recognizing the limited timeframe available for collecting the above information. The CRCL site visit to the RGV Sector is scheduled for July 14-18, 2014.

April 14, 2014

Department of Homeland Security  
Attn: Office of Inspector General  
245 Murray Drive, SW, Building 410  
Washington, DC 20528

RE: Brownsville Border Patrol

Dear Sir or Madam:

Our office requests that the Office of Inspector General investigate the behavior of Border Patrol officers in Brownsville, Texas, where we have received a **report of a civil rights violation (lack of edible food and potable water) of an unaccompanied minor**. We are attaching the affidavit signed by the minor.

- (b)(6) previously detained at the International Educational Services – Los Fresnos facility in Los Fresnos, Texas. For your reference the event number is (b)(6)

(b)(6) reports being mistreated by a Border Patrol Officer in or near Brownsville, Texas. She states that on or about March 1, 2014 Officers deprived her and other individuals in her cell, of food and water for a long period of time. (b)(6) explains when she managed to get an Official's attention she requested drinking water. She states that the Official told her to drink from the sink water next to the toilet because the bottled water at the processing station came from the same source. (b)(6) further explains she was fed a raw sandwich and an old burrito at another processing station. She indicates the old burrito offered to her and others had worms and no one was able to eat it.

The minor's declaration provides more detailed information on the abuse outlined above.

Unaccompanied minors who are in custody deserve the fair and humane treatment that is outlined in the Flores settlement. I trust that your agency will be able to use this information to identify any individuals involved in the abuses and to advocate for Border Patrol's compliance with the standards for treatment of minors in custody.

We are looking forward to hearing from you concerning this complaint. Please note that the minor's signature on page two of his complaint authorizes your agency to release information about any investigation of this complaint to ProBAR, and we request that you do so. If you

have any questions, please contact me at (956) 365-3775. Thank you for your prompt attention to this matter.

Respectfully,

(b)(6)



Attorney at Law

cc: DHS Office of the Inspector General  
245 Murray Drive, SW, Building 410/Mail Stop 2600  
Washington, DC 20528  
*Via facsimile to (202) 254-4297*

Department of Homeland Security  
Office for Civil Rights and Civil Liberties  
245 Murray Drive, SW, Building 410  
Washington, DC 20528  
*Via electronic mail to [CRCLCompliance@hq.dhs.gov](mailto:CRCLCompliance@hq.dhs.gov)*

Department of Homeland Security  
Joint Intake Center, ICE/CBP  
P.O. Box 14475  
1200 Pennsylvania Avenue, NW  
Washington, DC 20044  
*Via facsimile to (202) 344-3390*

Department of Homeland Security  
Office of Internal Audit  
425 "P" Street, NW  
Washington, DC 20530

Commission on Immigration  
American Bar Association  
1050 Connecticut Ave., NW, Suite 400  
Washington, DC 20036  
*Via electronic mail*

Customs and Border Protection  
Brownsville Station  
940 N. FM 511  
Olmito, Texas 78575



My full and complete name is:

My assigned Alien number is:

I was detained by Border Patrol Agents at or near: Brownsville, Texas

I was detained by Border Patrol Agents on or about: March 01, 2014

My age at the time I was detained: 15 FINS #:

Event #:

Border Patrol Agent:

Supervisor:

Location of Border Patrol Agent: Brownsville, Texas

I, the following took place:

After being detained by Border Patrol, I was taken to the "hielera" (processing station). I was detained in 3 different "hieleras".

In the first station, officers did not pay attention to me. One officer was on her cell phone the entire time. She seemed distracted. Because of this she kept me for almost an hour to only ask what school I attended, how old I was and where I was coming from. At the end she said nothing and got up and went to have lunch. Hours later, I began to knock on the door and window of where I was being detained along with other girls hoping to get the officers' attention so we can get water to drink. Eventually a male officer opened the door and told us that if we were thirsty we should drink out of the sink next to the toilet, since the water that they bottled was the same from the sink.

Two days later, I was transferred to the 3rd station. There I was given a raw sandwich, and also given an old burrito that had worms



In it, I noticed live worms coming out of my burrito. This not only happened to me but to others that were in the same cell as me. No one ate them.

I declare and affirm under penalty of perjury that the content of this declaration is true and correct to the best of my knowledge. **I authorize any agency or entity receiving this complaint or a copy of this complaint to release any and all information about this complaint or its investigation to South Texas Pro Bono Asylum Representation Project** (Pro Bono)

(b)(6)

3/12/2014  
Date

I, (b)(6), hereby declare under penalty of perjury that I am competent in both English and Spanish, and have translated to the best of my abilities the foregoing affidavit from Spanish to English.

(b)(6)

3/12/14  
Date

**From:** [CRCLCompliance](#)  
**To:** [\(b\)\(6\)@americanbar.org](#)  
**Subject:** Follow-up DHS CRCL Contact-DHS-14-0298  
**Date:** Wednesday, February 04, 2015 12:06:00 PM  
**Attachments:** [Contact-DHS-14-0298 \(04.14.2014\).pdf](#)

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Dear Ms. [\(b\)\(6\)](#)

Please see the attached correspondence from the U.S. Department of Homeland Security's Office for Civil Rights and Civil Liberties. Thank you.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



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Homeland  
Security

February 4, 2015

*Via Electronic Mail*

(b)(6)

ProBAR South Texas Pro Bono Asylum Representation Project  
119 W. Van Buren, Ste. 204  
Harlingen, TX 78550

(b)(6)

@americanbar.org

Re: Contact No. Contact-DHS-14-0298 (b)(6)

Dear Ms. (b)(6)

The U.S. Department of Homeland Security's (DHS) Office for Civil Rights and Civil Liberties (CRCL) received prosperous information from you on April 14, 2014 on behalf of (b)(6)

(b)(6)

Thank you for bringing your concerns to our attention.

After carefully reviewing the information you provided, CRCL has recorded the issues you have raised in our database so that we can track those issues in order to identify patterns of violations of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion by employees and officials of the Department of Homeland Security. CRCL will take no further action on your information at this time. For more information about CRCL's roles and responsibilities, please visit our website at <http://www.dhs.gov/crcl>.

Please be advised that CRCL does not provide individuals with legal or procedural rights or remedies. Accordingly, CRCL is not able to obtain any legal remedies or damages on (b)(6) behalf. Instead, we use information in correspondence like yours to find and address problems in DHS policy and its implementation. If you believe your rights have been violated, you may wish to consult an attorney. There may be time limitations that govern how quickly you need to act to protect your interests.

Please note that Federal law forbids retaliation or reprisal by any Federal employee against a person who makes a complaint or discloses information to CRCL. 42 U.S.C. § 2000ee-1(e). If you believe that you or someone else is a victim of such a reprisal, please contact us immediately.

Thank you again for contacting the Office for Civil Rights and Civil Liberties. Inquiries like yours help DHS meet its obligation to protect civil rights and civil liberties.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security

April 14, 2014

Department of Homeland Security  
Attn: Office of Inspector General  
245 Murray Drive, SW, Building 410  
Washington, DC 20528

RE: Corpus Christi Border Patrol

Dear Sir or Madam:

Our office requests that the Office of Inspector General investigate the behavior of Border Patrol officers in Corpus Christi, Texas, where we have received a **report of a physical abuse of an unaccompanied minor**. We are attaching the affidavit signed by the minor.

- (b)(6) currently detained at the Southwest Key – El Presidente facility in Brownsville, Texas. For your reference the event number is (b)(6)

(b)(6) reports being mistreated by a Border Patrol Officer in or near Corpus Christi, Texas. She states that on or about December 25, 2013, while she was attempting to exit a trailer, an Officer grabbed her from the front of her sweater. (b)(6) states that the Officer then pushed her to the ground from about 3-4 feet. She indicates that while on the ground she was unable to breathe and felt back pain.

The minor's declaration provides more detailed information on the abuse outlined above.

Unaccompanied minors who are in custody deserve the fair and humane treatment that is outlined in the Flores settlement. I trust that your agency will be able to use this information to identify any individuals involved in the abuses and to advocate for Border Patrol's compliance with the standards for treatment of minors in custody.

We are looking forward to hearing from you concerning this complaint. Please note that the minor's signature on page two of his complaint authorizes your agency to release information about any investigation of this complaint to ProBAR, and we request that you do so. If you have any questions, please contact me at (956) 365-3775. Thank you for your prompt attention to this matter.



Respectfully,

(b)(6)

Attorney at Law

cc: DHS Office of the Inspector General  
245 Murray Drive, SW, Building 410/Mail Stop 2600  
Washington, DC 20528  
*Via facsimile to (202) 254-4297*

Department of Homeland Security  
Office for Civil Rights and Civil Liberties  
245 Murray Drive, SW, Building 410  
Washington, DC 20528  
*Via electronic mail to CRCLCompliance@hq.dhs.gov*

Department of Homeland Security  
Joint Intake Center, ICE/CBP  
P.O. Box 14475  
1200 Pennsylvania Avenue, NW  
Washington, DC 20044  
*Via facsimile to (202) 344-3390*

Department of Homeland Security  
Office of Internal Audit  
425 "I" Street, NW  
Washington, DC 20530

Commission on Immigration  
American Bar Association  
1050 Connecticut Ave., NW, Suite 400  
Washington, DC 20036  
*Via electronic mail*

Customs and Border Patrol  
Corpus Christi Station  
P.O. Box 10344  
Corpus Christi, Texas 78460-0344

(b)(6)

c/o Southwest Key – El Presidente  
1 Ted Hunt Blvd.  
Brownsville, Texas 78526  
*Via hand delivery*



My full and complete name is:

(b)(6)

My assigned Alien number is:

I was detained by Border Patrol Agents at or near:

Corpus Christi, TX

I was detained by Border Patrol Agents on or about:

12/25/2013

FILE #:

(b)(6)

Event #:

(b)(6)

I,

(b)(6)

declare and affirm that the following took place:

I was traveling towards Houston in a trailer with 50 or 60 people. When the trailer stopped, everyone scrambled and they started getting off. I stayed behind in the back. When everyone was off, I along with a man were the last ones out. I tried to jump off, while he stayed. I was about to jump and a Border Patrol agent or an officer wearing a blue uniform grabbed me by my sweater in the front and pulled the pushed me to the ground. The trailer I was standing on was about 3 or 4 feet high. When I got to the ground, I felt like I lost my breath. I stayed on the ground for about 2 minutes. The agent told me to stay there sitting down. I felt a great pain on my back and I felt like I could not breathe well. Then I was handcuffed for about an hour. I was handcuffed up until we almost got to the Border Patrol station. At another station they asked me if anything hurt, and I told them my back hurt. They did not check it. It has been about 10 or 11 days since this happened and my back still hurts. The agent that grabbed me was overweight, light complexioned, bald, clean shaven, tall.

Supervisory BP Agent -

(b)(6), (b)(7)(C)

BP Agent -

(b)(6), (b)(7)(C)

I declare and affirm the following under penalty of perjury that the content of this declaration is true and correct to the best of my knowledge.

(b)(6)

Signature

Date

1/2/2014

I, \_\_\_\_\_, hereby declare under penalty of perjury that I am  
co \_\_\_\_\_ and have translated to the best of my abilities the  
for \_\_\_\_\_ sh.

(b)(6)

(b)(6)

Date

1/2/2014

**From:** [CRCLCompliance](#)  
**To:** [\(b\)\(6\)@americanbar.org](#)  
**Subject:** Follow-up DHS CRCL Contact-DHS-14-0297  
**Date:** Tuesday, February 24, 2015 3:52:00 PM  
**Attachments:** [Contact-DHS-14-0297 \(04.14.2014\).pdf](#)

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Dear Ms. (b)(6)

Please see the attached correspondence from the U.S. Department of Homeland Security's Office for Civil Rights and Civil Liberties. Thank you.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security



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Homeland  
Security

February 24, 2015

*Via Electronic Mail*

(b)(6)

ProBAR South Texas Pro Bono Asylum Representation Project  
119 W. Van Buren, Ste. 204  
Harlingen, TX 78550

(b)(6)@americanbar.org

Re: Contact No. Contact-DHS-14-0297 (b)(6)

Dear Ms. (b)(6)

The U.S. Department of Homeland Security's (DHS) Office for Civil Rights and Civil Liberties (CRCL) received prosperous information from you on April 14, 2014 on behalf of [REDACTED]

[REDACTED] Thank you for bringing your concerns to our attention.

After carefully reviewing the information you provided, CRCL has recorded the issues you have raised in our database so that we can track those issues in order to identify patterns of violations of civil rights, civil liberties, and profiling on the basis of race, ethnicity, or religion by employees and officials of the Department of Homeland Security. CRCL will take no further action on your information at this time. For more information about CRCL's roles and responsibilities, please visit our website at <http://www.dhs.gov/crcl>.

Please be advised that CRCL does not provide individuals with legal or procedural rights or remedies. Accordingly, CRCL is not able to obtain any legal remedies or damages on (b)(6) behalf. Instead, we use information in correspondence like yours to find and address problems in DHS policy and its implementation. If you believe your rights have been violated, you may wish to consult an attorney. There may be time limitations that govern how quickly you need to act to protect your interests.

Please note that Federal law forbids retaliation or reprisal by any Federal employee against a person who makes a complaint or discloses information to CRCL. 42 U.S.C. § 2000ee-1(e). If you believe that you or someone else is a victim of such a reprisal, please contact us immediately.

Thank you again for contacting the Office for Civil Rights and Civil Liberties. Inquiries like yours help DHS meet its obligation to protect civil rights and civil liberties.

Sincerely,

Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security